IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO. 3801 OF 2003

Laljibhai Gordhanbhai Mistry. ... Plaintiff

Vs

Vinay Gordhanbhai Kalelia ... Defendant

Ms. Pratima Soundalkar i/b M/s. J.R. Vakil & Associates for the Plaintiff.

None for the Defendant.

CORAM : S.J. VAZIFDAR, J.

DATED : 14TH JUNE, 2010.

P.C. :

1. There is no need to speak to the minutes of the order and judgment dated 14th November, 2005. The Summons for Judgment has been made absolute and the Suit was decreed, as prayed. The prayer in the Suit was for the return of the money as per particulars of claim at Exhibit-D to the Plaint. Exhibit-D refers to further interest on the principal sum. The Summons for Judgment which has been made absolute expressly prays for a decree in the sum of Rs.2,24,000/-

together with interest from the date of the filing of the Suit till realisation of money at the agreed rate of interest. Though the rate is not specified, the agreed rate is 24% per annum as stated in the letter dated 19th April, 2001 (Exhibit-A). Thus, the rate of future interest was fixed by the order and judgment at 24% per annum.